

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House  
(317) 232-9855

**FISCAL IMPACT STATEMENT**

**LS 6077**

**BILL NUMBER: HB 1640**

**DATE PREPARED:** Nov 4, 2000

**BILL AMENDED:**

**SUBJECT:** Emergency closure of child care facilities.

**FISCAL ANALYST:** Kathy Norris

**PHONE NUMBER:** 234-1360

**FUNDS AFFECTED:**      **GENERAL  
DEDICATED  
FEDERAL**

**IMPACT:** State & Local

**Summary of Legislation:** This bill allows the Division of Family and Children to issue an order for emergency closure of a child care center, a child care home, a child care ministry, or a child caring institution. The bill provides for administrative review upon request. The bill requires the Division to report the issuance of an order for emergency closure to the Attorney General, the County Office of Family and Children attorney, and the local prosecuting attorney. This bill also requires registered child care ministries to obtain a license if the child care ministry is closed under an emergency order or if it operates out of compliance with requirements for registered day care ministries. The bill changes references to "County Department of Public Welfare" to "County Office of Family and Children" to reflect the correct name of that office.

**Effective Date:** July 1, 2001.

**Explanation of State Expenditures:** This bill provides for immediate closure of a child care home, a child care ministry, a child care center, or child caring institutions in instances where children may be in imminent danger. The Division may already seek similar, but less immediate, injunctive relief to stop the operation of unlicensed child care homes, child care ministries, child care centers or child caring institutions. Therefore, these new procedures will not increase the administrative expenses of the Division.

**Explanation of State Revenues:** The law currently allows the Attorney General or the County Office of Family and Children to seek a civil penalty of not more than \$100 per day for each day a child care home, day care ministry, child care center, or child caring institution operates without the required license or registration.

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** Division of Family and Children, Attorney General.

**Local Agencies Affected:** County Offices of Family and Children, Local Prosecuting Attorneys.

**Information Sources:**